

January 5, 2011

Case no# 1:09-13834

TO THE UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF OHIO WESTERN DIVISION,

My name is Jason Arnett. I have filed bankruptcy chapter 13. Case no# 1:09-13834 .

I am requesting a payment reduction please . The request is dew to lack of work . pay went down at least by \$ 22,000 gross. I belive my case based on at least \$ 94,000 gross I have filed for unemployment the last week of December . I did not work that whole . befor that I was luck to get forty hours a week . I have fallen behind on my taxes and my bills . I have two sons and wife . It is realy hard to make ends meet.

My lawyer has moved and it is very hard to get a hold of him . So I would like to request a different lawyer please. I have sent him certified letter ,but it came back to me . I have called a number of times and no return calls .

Thank you , Jason Arnett  
5476 STATE ROUGT 133  
Williamsburg,ohio 45176  
Phone 513-309-4202

KENNETH JORDAN  
CLERK OF COURT  
US BANKRUPTCY COURT  
CINCINNATI, OHIO

2011 JAN -7 PM 1:15

FILED



1225 Washington Pike  
Bridgeville, PA 15017

Document 699376 Page 2 of 8  
ARNETT, JASON R.

Route: WLD  
Check Cnt: 148457  
Deposit Date: 12/17/10  
Period End: 12/11/10

ARNETT, JASON R.  
5476 STATE RT. 133  
WILLIAMSBURG OH 451760000

**Automatic Payroll  
Bank Deposit  
Non Negotiable**

### Statement of Earning and Deductions

Period Earnings	Hours	Rate	Amount	Description	Period Amount	Year to Date
REGULAR	40.00	25.400	1,016.00	---Gross---	1,473.20	73,758.89
OVERTIME	12.00	38.100	457.20	FED INC TAX	149.92	5,367.09
				FED FICA W/H	91.34	4,573.05
				FED MEDI W/H	21.36	1,069.50
				OH STATE W/H	52.41	2,694.27
				GARNISHMENT	261.93	13,096.50
				PEP	1.56	73.82
				UNION DUES	36.83	1,844.01
*Total Gross	52.00		1,473.20	* Deductions	* Net Pay 615.35	** Net 857.85
*Taxable						



1225 Washington Pike  
Bridgeville, PA 15017

699376

12/17/10

148457

Bank No	Name of Bank/Saving & Loan	Account Number	Amount
XXXXXX0013	STAR BANK CINTL.	XXXXXX4955245	682.85
XXXXXX0013	STAR BANK CINTL.	XXXXXX4955260	125.00
XXXXXX2115	FIRSTAR BANK	XXXXXX47	50.00



1225 Washington Pike  
Bridgeville, PA 15017

Document 699376 Page 3 of 8  
ARNETT, JASON R.

Route: WLD  
Check Cnt: 149753  
Deposit Date: 12/31/10  
Period End: 12/25/10

ARNETT, JASON R.  
5476 STATE RT. 133  
WILLIAMSBURG OH 451760000

**Automatic Payroll**  
**Bank Deposit**  
**Non Negotiable**

### Statement of Earning and Deductions

Period Earnings	Hours	Rate	Amount	Description	Period Amount	Year to Date
REGULAR	22.00	25.400	558.80	---Gross---	558.80	75,695.64
				FED INC TAX	15.40	5,518.12
				FED FICA W/H	34.65	4,693.13
				FED MEDI W/H	8.11	1,097.59
				OH STATE W/H	13.07	2,755.49
				GARNISHMENT	261.93	13,620.36
				PEP	.66	75.97
				UNION DUES	13.97	1,892.43
*Total Gross	22.00		558.80	* Deductions	* Net Pay 347.79	** Net 211.01
*Taxable						



1225 Washington Pike  
Bridgeville, PA 15017

699376

12/31/10

149753

Bank No	Name of Bank/Saving & Loan	Account Number	Amount
XXXXXX0013	STAR BANK CINTI.	XXXXXX4955245	36.01
XXXXXX0013	STAR BANK CINTI.	XXXXXX4955260	125.00
XXXXXX2115	FIRSTAR BANK	XXXXXX47	50.00

ARNETT, JASON R.

Route: WLD  
 Check Cnt: 147790  
 Deposit Date: 12/10/10  
 Period End: 12/04/10



1325 Washington Pike  
 Birdersville, PA 17017

ARNETT, JASON R.  
 476 STATE R.T. 133  
 WILLIAMSBURG OH 451760000

**Automatic Payroll  
 Bank Deposit  
 Non Negotiable**

## Statement of Earning and Deductions

Period Earnings	Hours	Rate	Amount	Description	Period Amount	Year to Date
REGULAR	32.00	25.400	812.80	---Gross---	1,346.20	72,285.69
OVERTIME	14.00	38.100	533.40	FED INC TAX	130.87	5,217.17
				FED FICA W/H	83.46	4,481.71
				FED MEDI W/H	19.52	1,048.14
				OH STATE W/H	46.74	2,641.86
				GARNISHMENT	261.93	12,834.57
				PEP	1.38	72.26
				UNION DUES	33.66	1,807.18
Total Gross	46.00		1,346.20	* Deductions	* Net Pay 577.56	** Net 768.64



1325 Washington Pike  
 Birdersville, PA 17017

699376

12/10/10

147790

Bank No	Name of Bank/Saving & Loan	Account Number	Amount
XXXXX0013	STAR BANK CINTL	XXXXXX4955245	593.64
XXXXX0013	STAR BANK CINTL	XXXXXX4955260	125.00
XXXXX2115	FIRSTAR BANK	XXXXXX47	50.00

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION

IN RE: : CASE NO. 09-13834  
JASON R. ARNETT : CHAPTER 13  
KELLY L. ARNETT : JUDGE BURTON PERLMAN

Debtors

: **MOTION FOR ORDER INSTRUCTING  
PROCEDURE FOR COMPLIANCE WITH NOTICE  
OF LEVY ISSUED BY IRS UPON CHAPTER 13  
TRUSTEE**

Comes now Margaret A. Burks, Trustee, who respectfully represents as follows:

Applicant is the standing Chapter 13 Trustee for cases filed in the Bankruptcy Court for the Southern District of Ohio, Western Division, at Cincinnati. **This Motion will not affect the debtor(s) or the administration of the above captioned case - no action is required from the debtor(s). This Motion affects only disbursements upon the debtor(s)' counsel's fee.**

The Trustee has received two Notices of Levy from the Cincinnati Office of the Internal Revenue Service. One identifies the affected tax payer as "Britt Law Office LLC" and identifies 940 and 941 tax for various periods during the year 2009. The Identifying number is redacted to x2534. The total amount requested is: \$7225.98.

The second Notice of Levy identifies the taxpayer as Curtis Britt; designates 941 tax for 2008; and includes the Britt Law office LLC identifying number of x2534, as well as what appears to be Curtis Britt's personal social security number, which is redacted to x5753. The total amount on this levy is: \$9447.54.

Curtis Britt, Esq. is counsel of record on a number of cases pending before this Court, and he is entitled to collect fees awarded to him by various confirmation orders and orders on post-confirmation fee applications. In this case, the balance of attorney's fee yet to be disbursed is: \$400.00. The complete list of cases on which disbursements are still due to Mr. Britt include:

1 0815445 HAMBLIN ACTIVE  
2 0913834 ARNETT ACTIVE  
3 0918588 RICH ACTIVE  
4 0911221 FAECHER ACTIVE  
5 0817277 SOUTH ACTIVE  
6 0815980 TAYLOR ACTIVE  
7 0815660 SMITH ACTIVE  
8 0913344 COMBS ACTIVE  
9 0916187 MCCOY ACTIVE  
10 0815573 DODSON ACTIVE  
11 0910045 WEBSTER ACTIVE  
12 0914953 SWOPE ACTIVE  
13 0913026 HINKSTON ACTIVE

Applicant may disburse funds only pursuant to this Court's instructions and/or Local Rules pursuant to Plans proposed and confirmed by debtors. Thus, the Trustee requests a review by the Court of the matters described below. This request is made pursuant to 11 U.S.C. Sec. 105(a), as the Trustee is concerned that compliance with levies received may conflict with this Court's prior

instructions.

Among the claims paid by the Trustee are fees awarded to debtors' counsel pursuant to LBR 2016-1(b) and (c) for pre-petition and post-petition work. In cases in which attorneys fees are awarded, the Trustee schedules payment thereon as administrative claims.

Curtis Britt, Esq. is counsel of record on a number of cases pending before this Court, and he is entitled to collect fees awarded to him by various confirmation orders and orders on post-confirmation fee applications.

In the absence of any objection by Curtis Britt or Britt Law Offices LLC, the Trustee intends to comply with the IRS levy, but makes this motion to a) give prior notice of said levies to the Court and the affected party, and b) seek the Court's permission to so proceed insofar as each levy could be read as a modification of this Court's instructions to disburse attorneys fees to Curtis Britt and/or his firm.

**WHEREFORE**, the Trustee requests that the affected taxpayer and holder of administrative claims, Curtis Britt, be required to voice any opposition to the Trustee's compliance with the levy; and that in the absence of any opposition, the Court issue an Order indicating its approval to the Trustee's proposed course of action.

Respectfully submitted,

/s/ Margaret A. Burks, Esq.  
Margaret A. Burks, Esq.  
Chapter 13 Trustee  
Attorney Reg. No. OH 0030377  
Francis J. DiCesare, Esq.  
Staff Attorney  
Attorney Reg. No. OH 0038798

600 Vine Street, Suite 2200  
Cincinnati, OH 45202  
513-621-4488  
513 621-2643 (facsimile)  
[mburks@cinn13.org](mailto:mburks@cinn13.org) Correspondence only  
[fdicesare@cinn13.org](mailto:fdicesare@cinn13.org)  
[Cincinnati@cinn13.org](mailto:Cincinnati@cinn13.org) Court filings

NOTICE

If the relief sought in this Motion is opposed, a written response to the Application must be filed within twenty-one (21) days of the date of service as set forth in the Certificate of Service. The Court is authorized to grant the relief requested without further notice should a timely response not be filed.

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Motion was served on the parties listed below by ordinary U.S. Mail or served electronically through the Court's ECF System at the e-mail address registered with the Court on this 15 day of June, 2010.

/s/ Margaret A. Burks, Esq.  
Margaret A. Burks, Esq.

U.S. Trustee  
36 East Seventh Street  
Suite 2030  
Cincinnati, Ohio 45202

Curtis Britt  
debtor(s)' Counsel  
8172 Mall Rd.  
Suite 228  
Florence, KY 41042

Internal Revenue Service  
ATTN: Zaura Hampton  
550 Main St., Room 3503  
Cincinnati, Ohio 45202

Terry Serena, Esq.  
Internal Revenue Service  
312 Elm St., Suite 2300  
Cincinnati, Ohio 45202

Jason R. Arnett  
Kelly L. Arnett  
5476 St. Rt. 133  
Williamsburg, Ohio 45176

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION

IN RE: : CASE NO. 09-13834  
JASON R. ARNETT : CHAPTER 13  
KELLY L. ARNETT : JUDGE BURTON PERLMAN

**NOTICE OF MOTION FOR ORDER  
INSTRUCTING PROCEDURE FOR COMPLIANCE  
WITH NOTICE OF LEVY ISSUED BY IRS  
UPON CHAPTER 13 TRUSTEE**

Margaret A. Burks, Trustee has filed an Motion advising the Court that she has received Notices of Levy from the IRS, which seeks to levy against attorneys fees disbursed by the Trustee as administrative claims. The Trustee seeks permission from the Court to act in accord with these levies.

**Your claim may be affected. You should read these papers carefully and discuss them with your attorney, if you have one.**

If you do not want the court to grant the application, within twenty one days from the date of the certificate of service on the Motion for Judgment, you or your lawyer must:

File with the court a written response to the Motion, explaining your position, at:

U.S. Bankruptcy Court  
Atrium II, Suite 800  
221 East 4th Street  
Cincinnati, Ohio 45202

If you mail your response to the court for filing, you must mail it early enough so that the court will receive it on or before the date stated above.

You must also mail a copy to:

Margaret A. Burks  
Chapter 13 Trustee  
600 Vine Street  
Suite 2200  
Cincinnati, Ohio 45202

U.S. Trustee  
36 East 7th Street  
Suite 2030  
Cincinnati, Ohio 45202

The Court will send you a separate notice if it sets a hearing.

If you or your attorney do not take these steps, the court may decide that you do not oppose the judgment sought by the Trustee.

Date: 6/15/10

/s/ Margaret A. Burks  
Margaret A. Burks  
Chapter 13 Trustee  
Attorney Reg. No. OH 0030377